ĺ						
1	Matthew B. Lehr (Bar No. 213139)					
2	Duane D. Nash (Bar No. 220785)	Diem-Suong T. Nguyen (Bar No. 237557) Duane D. Nash (Bar No. 220785)				
3	Chung G. Suh (Bar No. 244889)  DAVIS POLK & WARDWELL  1600 El Camino Real  Menlo Park, California 94025					
4						
5	Telephone: (650) 752-2000 Facsimile: (650) 752-2111					
6	Attorneys for Plaintiff VNUS Medical Technologies, Inc.					
7						
8	UNITED STATES DISTRICT COURT					
9	FOR THE NORTHERN DISTRICT OF CALIFORNIA					
10		se No.: C05-02972 MMC (JL)				
11		·				
12		ROPOSED ORDER AND				
13	) EX	IPULATION REGARDING TTENSION OF DISCOVERY DATES				
14	INC., ANGIODYNAMICS, INC., and	CLATED TO DAMAGES				
15	VASCULAR SOLUTIONS, INC., )					
16	Defendant(s).					
17	,					
18	Scheduling difficulties have rendered impractical	Scheduling difficulties have rendered impractical certain discovery deadlines in this case as				
19	it relates to damages. Given that an extension of discov	it relates to damages. Given that an extension of discovery as it relates to damages will not affect				
20	any other deadlines set in this case, the parties have con	any other deadlines set in this case, the parties have conferred and respectfully request that the				
21	Pretrial Preparation Order (D.I. #62), as amended by or	Pretrial Preparation Order (D.I. #62), as amended by order dated March 13, 2007 (D.I. # 148), be				
22	further amended to specify the following new discovery deadlines:					
23						
24	-					
25						
26						
27	,					
28	3					
	[PROPOSED] ORDER AND STIPULATION REGARDING EXTENSION OF DISCOVERY DATES RELATED TO DAMAGES, C05-02972 MMC (JL)  1					

1	i				
1		Original Date		New Date	
.2	Plaintiff's Opening Expert	May 25, 2007		July 16, 2007	
3	Reports Related to Damages				
4	Defendants' Rebuttal Expert Reports Related to Damages	June 15, 2007		August 6, 2007	
5	-				
6	Expert Discovery Cut-off Related to Damages	June 22, 2007		August 13, 2007	
7					
8	By and through the undersigned counsel, the parties move that the Court amend its Pretrial				
9	Preparation Order to reflect the schedule set forth above.				
10					
11	Dated: April 27, 2007	ATTORNEYS FOR PLAINTIFF VNUS MEDICAL TECHNOLOGIES, INC.			
12	D. Sug T. dr				
13	Matthew B. Lehr				
14	Diem-Suong T. Nguyen  Duane D. Nash				
15	Chung G. Suh DAVIS POLK & WARDWELL				
16	1600 El Camino Real				
17	Menlo Park, CA 94025 (650) 752-2000/(650) 752-2111 (fax)				
18	nguyen@dpw.com				
19	Dated: April 26 2007 ATTORNEYS FOR DEFENDANT				
20	ANGIODYNAMICS INC.				
21	William H. Bright, Jr.				
22	Mark D. Giarratana				
23	Eric E. Grondahl MCCARTER & ENGLISH, LLP				
24	CityPlace I, 36 <sup>th</sup> Floor Hartford, CT 06103				
25	(860) 275-6700/(860) 724-3397 (fax) wbright@mccarter.com				
26			Worrgingerinceart	Cr.com	
27					
28					
	[PROPOSED] ORDER AND STIPULATION REGARDING EXTENSION OF DISCOVERY DATES RELATED TO DAMAGES, C05-02972 MMC (JL) 2				

1	Dated: April 27,2007 ATTORNEYS FOR DEFENDANTS DIOMED HOLDINGS, INC. and DIOMED,		
2	INC.		
3	Miled Will		
4	Michael A. Albert Michael N. Rader		
5	Laura Topper WOLF, GREENFIELD & SACKS, P.C.		
6	600 Atlantic Avenue		
7	Boston, MA 02210 (617) 720-3500/(617) 720-2441 (fax)		
8	mrader@wolfgreenfield.com		
9	Dated: April 27, 2007 ATTORNEYS FOR DEFENDANT		
10	VASCUDAR SOLUTIONS, INC.		
11	J. Thomas Vitt		
12	Heather D. Redmond DORSEY & WHITNEY LLP		
13	50 South Sixth Street, Suite 1500		
14	Minneapolis, MN 55402-1498 (612) 340-6343/(612) 340-2868 (fax)		
15	redmond.heather@dorsey.com		
16	PURSUANT TO STIPULATION, IT IS SO ORDERED.		
17			
18	Dated: April 30 , 2007		
19	MAXINE M. CHESNEY		
20	United States District Judge		
21			
22			
23			
24			
25			
26			
27			
28			
	[PROPOSED] ORDER AND STIPULATION REGARDING EXTENSION OF DISCOVERY DATES RELATED TO DAMAGES, C05-02972 MMC (JL) 3		